



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bi et al.

Serial No.: 09/606,884

Filed : June 29, 2000

Group Art Unit:

For : BATTERIES WITH
ELECTROACTIVE NANOPARTICLES

Examiner:

Docket No.: N19.12-0040

**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING
REJECTION (37 CFR § 1.321(b))**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Interest of Person Making This Disclaimer

I, Nobuyuki Kambe, represent that I am

[] an inventor of this invention.

[] an assignee of this invention.

[X] a representative authorized to sign on behalf
of the assignee of this invention.

Identity of Assignee and Title of Disclaimant (If Applicable)

The assignee is NanoGram Corporation, 46774 Lakeview
Boulevard, Fremont, California 94538. The title of the
Disclaimant, Nobuyuki Kambe, is Vice President for Market
Development, and the Disclaimant is authorized to sign on behalf of
Assignee.

Extent of Interest

The extent of NanoGram Corporation's interest is in

[X] the whole of this invention.

[] a sectional interest in this invention as
follows:

Disclaimer

NanoGram Corporation hereby disclaims the term of any
patent granted on the above-identified application subsequent to

[X] the full term of United States Patent
No. 5,952,125 as presently shortened by any

terminal disclaimer,

or

[] the term of any patent granted on application number _____,

and hereby agree that any patent so granted on the above-identified application (09/606,884) shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

[X] United States Patent No. 5,952,125,

[] any patent granted on application number ____, this agreement to run with any patent granted on the above-identified application (09/606,884) and to be binding upon the grantor, its successors or assigns.

NanoGram Corporation does not disclaim any terminal part of any patent granted on the above-identified application (09/606,884) prior to the expiration date of the full statutory term of

[X] United States Patent No. 5,952,125, as presently shortened by any terminal disclaimer

[] any patent granted on application number ____, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

NANOGRAM CORPORATION

By: Nobuyuki Kambe
Nobuyuki Kambe
Vice President for Market Development

Date: July 26, 2000

Fee Status

(37 CFR § 1.20(d))

[] other than a small entity \$110.00
[] small entity status of this application under 37
CFR §§ 1.9 and 1.27 is established by a verified
statement previously submitted. \$ 55.00

Fee Payment

[] Attached is a check in the sum of \$55.00.

The Commissioner is authorized to charge any fee
deficiency required by this paper or credit any overpayment to
Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

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